




PATENT
Attorney Docket No. BSC-187

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Rioux *et al.* CONFIRMATION NO.: 1401
SERIAL NO.: 09/935,487 GROUP NO.: 3738
FILING DATE: August 23, 2001 EXAMINER: B. Pellegrino
TITLE: Maintaining an Open Passageway Through a Body Lumen

CERTIFICATE OF FIRST CLASS MAILING UNDER 37 C.F.R. 1.8

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Diane Racicot

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith is/are:

1. Transmittal Form (1 pg);
2. Amendment and Response (8 pgs); and a
3. Return Receipt Postcard.

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TRANSMITTAL FORM

Application Serial Number	09/935,487
Filing Date	August 23, 2001
First Named Inventor	Rioux
Group Art Unit	3738
Examiner Name	B. Pellegrino
Attorney Docket No.	BSC-187
Patent No.	Not Yet Assigned
Issue Date	Not Yet Assigned

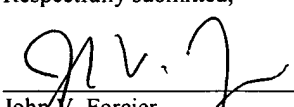
ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Check Attached <input type="checkbox"/> Copy of Fee Transmittal Form <input checked="" type="checkbox"/> Amendment and Response (8 pgs) <input type="checkbox"/> Preliminary <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Letter to Official Draftsperson including Drawings [Total Sheets ____] <input type="checkbox"/> Petition for Extension of Time <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Form PTO-1449 <input type="checkbox"/> Copies of IDS Citations <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Sequence Listing submission <input type="checkbox"/> Paper Copy/CD <input type="checkbox"/> Computer Readable Copy <input type="checkbox"/> Statement verifying identity of above	<input type="checkbox"/> Copy of Notice to File Missing Parts of Application <input type="checkbox"/> Formal Drawing(s) <input type="checkbox"/> Request For Continued Examination (RCE) Transmittal <input type="checkbox"/> Power of Attorney (Revocation of Prior Powers) <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Executed Declaration and Power of Attorney for Utility or Design Patent Application <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> CD(s) for large table or computer program <input type="checkbox"/> Amendment After Allowance <input type="checkbox"/> Request for Certificate of Correction <input type="checkbox"/> Certificate of Correction (in duplicate)	<input type="checkbox"/> Notice of Appeal to Board of Patent Appeals and Interferences <input type="checkbox"/> Appeal Brief (in triplicate) <input type="checkbox"/> Status Inquiry <input checked="" type="checkbox"/> Return receipt postcard <input checked="" type="checkbox"/> Certificate of First Class Mailing under 37 C.F.R. 1.8 <input type="checkbox"/> Certificate of Facsimile Transmission under 37 C.F.R. 1.8 <input type="checkbox"/> Additional Enclosure(s) (please identify below)
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AMENDMENT AND RESPONSE

This paper is responsive to an Office action mailed from the U.S. Patent and Trademark Office on August 11, 2004. Applicants believe this submission necessitates no petition or fee. Nevertheless, if any petition or fee is required, please consider this a conditional petition therefor and authorization to charge deposit account no. 20-0531.

In response to the Office action, please amend the above-identified application, without prejudice, as follows:

Amendments to the Specification begin on page 2 of this paper.

Remarks begin on page 3 of this paper.